

FARGO CITY COMMISSION AGENDA
Monday, December 15, 2008 - 5:00 P.M.

CITY COMMISSION MEETINGS ARE BROADCAST LIVE ON TV FARGO (Channel 99). They are rebroadcast at 7 p.m. each Thursday and again at 8:00 a.m. each Saturday and are also included in our video archive at www.cityoffargo.com/commission.

- A. Pledge of Allegiance.
- B. Roll Call.
- C. Approve Order of Agenda.
- D. Minutes (Regular Meeting, December 1, 2008).

* * * Consent Agenda - Approve the Following * * *

- a. 1st reading of an Ordinance Relating to Parking Tickets.
- b. Waive requirement to receive and file an Ordinance one week prior to 1st reading and 1st reading of an Ordinance Rezoning Certain Parcels of Land Lying in Erskine's Addition.
- c. 2nd reading, waive reading and final adoption of the following Ordinances; 1st reading, 12/1/08:
 - (1) Rezoning Certain Parcels of Land Lying in Maple Valley Addition.
 - (2) Amending Section 20-0302(E) of the Land Development Code Relating to Eligible Modifications for Planned Unit Development Proposals.
- d. Health Department 2008 and 2009 budget adjustments in the total amount of \$9,485 and contract with the American Heart Association, Midwest Affiliate, For the "Go Red" Campaign.
- e. Contract with the North Dakota Department of Health for Women's Way Program (CFDA #93.919).
- f. Personal Service Agreement with Orie A. Oksendahl, doing business as North Star Polygraph & Forensic Services, for polygraph services for the Police Department.
- g. Application filed by Helen Levitt for a 5-year property tax exemption for improvements made to a building at 714 24th Avenue South.
- h. Health Insurance Plan Amendment No. 5 effective 1/1/09.
- i. Amended Site Authorization for Red River Human Services Foundation at The Hub.
- j. Applications for Games of Chance:
 - (1) NDSU Hospitality Student Association for a raffle on 2/18/09.
 - (2) North American Game Warden Museum for a raffle on 3/8/09.
 - (3) Fargo South High School Athletics for raffles from 12/8/08 to 4/1/09.
 - (4) Washington Elementary School PTA for a raffle on 2/13/09.
 - (5) Washington Elementary School for a raffle on 2/13/09.
- k. Special Assessment Deferral Agreement with Stan Ryland along 25th Street South from 64th to 76th Avenues South.

- l. Accept proposals for interior office and library furnishings for the Main Library.
- m. Bid awards for chemicals for the Water Treatment Plant.
- n. Purchase of laboratory equipment for the Water Treatment Plant.
- o. First Amendment to Agreement with Cass Rural Water Users District extending the completion date for construction of the 64th Avenue South water tower.
- p. Final costs in connection with the Landfill gas compressor station upgrade project.
- q. Change Order No. 1 for an increase of \$8,031 for the Primary Clarifier No. 2 Rehabilitation at the Wastewater Treatment Plant.
- r. NDDOT Preliminary Engineering Agreement for Project No. 5839.
- s. Amendment to NDDOT Cost Participation and Maintenance Agreement for Improvement District No. 5530.
- t. Cost Share Agreement with the City of Moorhead for engineering and repair costs for Project No. 5852.
- u. Engineering Services Contract Amendments with Houston Engineering for Project No. 5031-2.
- v. Engineering Services Contract Amendment with Moore Engineering for Project No 5073-1.
- w. Engineering Services Contract Amendment with Houston Engineering for Project No. 5073-5.
- x. Final Balancing Change Order No. 1 for an increase of \$28,075.78 for Project No. 5802.
- y. Contract and bond for lighting work at the Ground Transportation Center.
- z. Contract and bond for Project No. 5854.
- aa. Bills.
- bb. Bid award concurrence for Phase 5 of Improvement District No. 5530.
- cc. Change Order No. 1 for an increase of \$91,482.34 for Improvement District No. 5758.

* * * Regular Agenda * * *

- 1. Resolutions regarding the issuance of Refunding Improvement Bonds, Series 2008E.
- 2. Request of the North Dakota Horse Park for a 36-month deferment of the special assessment taxes levied on their property.
- 3. Public Hearings - 5:15 p.m.:
 - a. Application filed by Appareo Systems, LLC for a property tax exemption for an expansion of their operation to a new location at 1810 NDSU Research Circle North where the applicant will develop portable consumer electronics combined with 3D graphics software.

- b. Asplin Third Addition; approval recommended by the Planning Commission on 11/12/08 (3010, 3030, 3050 and 3100 41st Street South):
 - (1) Petition requesting a zoning change from LC, Limited Commercial and AG, Agricultural to LC, Limited Commercial on the proposed Lot 3, Block 1, Asplin Third Addition.
 - (2) 1st reading of rezoning Ordinance.
 - (3) Plat of Asplin Third Addition.
- c. Petition requesting a zoning change from SR-2, Single-Dwelling to LC, Limited Commercial on Block 4, Laurence Yunker 1st Addition (2900 Broadway North).
 - (1) Continued from the 12/1/08 Regular Meeting.
 - (2) Approval recommended by the Planning Commission on 11/12/08.
 - (3) 1st reading of rezoning Ordinance.
- 4. Consider contract with John Olson to provide lobbying services for the City during the 2009 legislative session.
- 5. Request from Randy Thorson, President of Mr. G's, Inc. for a variance to the City's 30-day waiting period guideline for transfer of gaming operations.
- 6. Consider Amendment to "The Mayor's Committee on Site Access, 1991 Year End Report".
- 7. Consider Amendment to the Agreement for Transit Services with NDSU for an additional NDSU bus.
- 8. Consider Annexation and Extraterritorial Zoning Agreement between the City of Fargo and the City of West Fargo.
- 9. Recommendation for appointment of Fargo representatives to the Metro COG Policy Board for 2009.

PLEASE NOTE: Agenda items for the December 29, 2008 City Commission meeting must be submitted to the City Commission Office no later than **11:00 a.m.** on **WEDNESDAY, December 24, 2008.**

People with disabilities who plan to attend the meeting and need special accommodations should contact the Commission Office at 241-1310 or TDD 241-8258. Please contact us at least three business days in advance of public meetings to give our staff adequate time to make arrangements.

Minutes are available on the City of Fargo Web site at www.cityoffargo.com/commission